

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2007-135-WS – ORDER NO. 2007-551
AUGUST 10, 2007

IN RE: Application of Wyboo Plantation Utilities, Inc.) ORDER CONFIRMING
for Expansion of Service Territory) SERVICE TERRITORY

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Application of Wyboo Plantation Utilities, Inc. (Wyboo or the Company) for expansion of the Company's existing service area.

On April 12, 2007, Wyboo filed an Application seeking to expand its service area to provide water and sewer service to new areas in Clarendon County. The Commission had previously scheduled a hearing in this docket, which Wyboo moved to postpone or cancel. In a Directive issued July 11, 2007, based upon the record then before us, we denied Wyboo's motion to postpone or cancel the hearing.

Subsequently, on July 23, 2007, Our Town Development Company, LLC and Deer Creek Plantation Properties, Inc. (collectively referred to as "Intervenor") moved to intervene out of time. The Intervenor has stated, without opposition, that its interest in this case concerns service to 69 lots in Deer Creek Subdivision, Phase II. The Intervenor represented to the Commission that the owners of these 69 lots, the Bank of Clarendon, and hundreds of current customers of Wyboo Plantation Utilities, Inc. believe that the areas which are the subject of the present Application for Expansion of Service Territory

have at least implicitly been included within the service area previously approved by the Commission, and that the Commission should act to ensure that Wyboo Plantation Utilities, Inc. continues to serve these areas. Neither the Office of Regulatory Staff nor Wyboo Plantation Utilities, Inc. opposes the Petition to Intervene Out of Time.

Upon review of all of the supporting information submitted with the Petition to Intervene Out of Time and information provided by the parties subsequent to the filing of the Petition, we find that it is in the public interest that the Petitioner be allowed to participate in this matter as a party of record, and that allowing the Petitioner to intervene in this matter at this time will not prejudice any party. Accordingly, by this Order, we grant the motion by Our Town Development Company, LLC and Deer Creek Plantation Properties, Incorporated to intervene in this docket.

The undisputed evidence now before the Commission suggests that Wyboo's Application is most accurately described as a request validating or confirming Wyboo's existing service area. We grant the request made in the Application to the extent further described by Intervenor, and provide clarification as to what service area this Commission has granted to Wyboo.

Specifically, we adopt the highlighted areas identified on the March 26, 2007, plat attached as Exhibit 3 to Wyboo's Application in this docket as substantially representing the service area that this Commission has approved for Wyboo Plantation Utilities, Inc., but, based on the representations made in Intervenor's August 1, 2007, letter to the Commission, we direct the parties to provide an updated plat that corrects minor technical errors in the highlighted service territory areas within 10 days of receipt of this

Commission's order. Once that updated plat is filed, we will issue an amended order that attaches and identifies the updated plat as the approved territorial map for Wyboo Plantation Utilities, Inc. Wyboo is cautioned that service outside of the approved territory is not sanctioned by this Commission, and that if such service is contemplated by Wyboo at some future date, it must present such requests to the Commission for its approval prior to providing service outside the presently approved territory.

Further, we find it appropriate, in light of the above, to cancel the currently scheduled hearing as being moot. Lastly, we direct that Wyboo and Mr. Wrigley come into compliance with the Commission performance bond requirements within 30 days of receipt of this Commission's order, through either an updated personal financial statement or other bonding option allowed by this Commission's regulations.

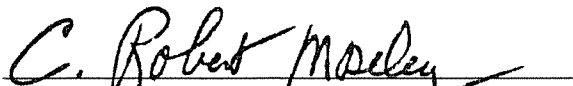
This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:


C. Robert Moseley, Vice Chairman

(SEAL)